

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

ALFONSO CIOFFI ET AL

v.

GOOGLE, INC.

§
§
§
§
§

Case No. 2:13-CV-103-JRG

**MINUTES FOR JURY TRIAL DAY THREE
HELD BEFORE U. S. DISTRICT JUDGE RODNEY GILSTRAP
FEBRUARY 8, 2017**

OPEN: 8:31 a.m.

ADJOURN: 6:06 p.m.

ATTORNEYS FOR PLAINTIFF:

See attached.

ATTORNEYS FOR DEFENDANT:

See attached.

LAW CLERKS:

Angela Oliver
Clint South
Matthew Zorn

COURT REPORTER:

Shelly Holmes, CSR-TCRR

COURTROOM DEPUTY:

Jan Lockhart

Page 2
February 8, 2017
Minutes

TIME	MINUTES
8:31 a.m.	Court opened. Exhibits used prior day
8:35 a.m.	Jury returned to the courtroom. Direct examination of Linus Upson by Mr. Snyder.
8:58 a.m.	Bench conference.
9:00 a.m.	Direct examination of Linus Upson by Mr. Snyder.
9:28 a.m.	Cross examination of Linus Upson by Mr. Davis.
10:18 a.m.	Bench conference.
10:19 a.m.	Recess.
10:42 a.m.	Court reconvened. Bench conference.
10:44 a.m.	Jury returned to the Courtroom. Cross examination of Linus Upson by Mr. Davis.
10:55 a.m.	Redirect examination of Linus Upson by Mr. Snyder
11:06 a.m.	Parties passed the witness
11:07 a.m.	Direct examination of Mark Larson by Ms. Simmons.
11:39 a.m.	Bench conference.
11:43 a.m.	Direct examination of Mark Larson by Ms. Simmons.
11:48 a.m.	Bench conference.
11:50 a.m.	Objection by Mr. Benisek. Direct examination of Mark Larson by Ms. Simmons.
11:51 a.m.	Court ruling.
12:00 p.m.	Jury excused for recess.
12:03 p.m.	Lunch recess.
1:09 p.m.	Court reconvened. Direct examination of Mark Larson by Ms. Simmons.
1:21 p.m.	Bench conference.
1:22 p.m.	Direct examination of Mark Larson by Ms. Simmons.
1:27 p.m.	Cross examination of Mark Larson by Mr. Benisek.
1:55 p.m.	Redirect examination of Mark Larson by Ms. Simmons.
1:58 p.m.	Recross examination of Mark Larson by Mr. Benisek.
2:00 p.m.	Direct examination of William Arbaugh by Ms. Simmons.
3:06 p.m.	Bench conference.
3:07 p.m.	Recess
3:44 p.m.	Hearing outside the presence of the Jury.
3:49 p.m.	Jury returned to the courtroom. Direct examination of William Arbaugh by Ms. Simmons.
4:10 p.m.	Cross examination of William Arbaugh by Mr. McArthur.
4:27 p.m.	Redirect examination of William Arbaugh by Ms. Simmons.
4:29 p.m.	Parties passed the witness. Bench conference.
4:30 p.m.	Recess.
5:05 p.m.	Court reconvened. Direct examination of Michael Kogan, Ph.D. by Mr. Ameling.
5:59 p.m.	Bench Conference.

Page 3
February 8, 2017
Minutes

TIME	MINUTES
6:00 p.m.	Direct examination of Michael Kogan, Ph.D. by Mr. Ameling.
6:01 p.m.	Recess. Jury excused.
6:03 p.m.	Hearing outside the presence of the Jury.
6:06 p.m.	Court adjourned.